IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.67 OF 2006
IN
APPEAL (LDG.) NO.1398 OF 2005
IN
SUIT NO.1152 OF 1983

Union of India & Ors. ....Applicants
V/s.
National Container Works & Anr. ....Respondents

Ms.S.I. Shah i/b Mr.S.S. Sarkar for the Applicants.
Mr.M.L. Bansal for Respondent No.1.
Mr.Munjee i/b Mulla & Mulla & C. B. & C. for Respondent No.2.

CORAM : DR.S. RADHAKRISHNAN & S.J. VAZIFDAR, JJ.
DATED : 18TH MARCH, 2006.

P.C. :

1. Heard the learned counsel for the Applicants and the Respondents. Perused the affidavit in support of the Notice of Motion. For the reasons stated in the affidavit in support of the Notice of Motion, sufficient cause is made out. There is no case of inaction, negligence or want of bona-fide on the part of the Applicants. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

2. The Appeal to be placed for admission on 13.4.2006 subject to numbering.

(DR.S. RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)